



IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ELIZABETH CAMERON THOMPSON,

Plaintiff,

v.

GIERKE, CURWEN, P.S., a Washington
Professional Services Corporation; MARK J.
DYNAN, and CLARENCE JONES, JR., and
their marital communities, if any,

Defendants.

No. 11-05463 RBL

STIPULATED MOTION AND ORDER
FOR WITHDRAWAL AND
SUBSTITUTION OF COUNSEL

~~[PROPOSED ORDER]~~

Pursuant to GR 2(g)(4)(A), Defendants Gierke, Curwen P.S. and Mark J. Dynan respectfully request, and counsel for all parties stipulate, that the Court enter an Order granting leave for:

1. David W. Silke, Monica T. Torrez, and Gordon & Rees, LLP to withdraw as counsel of record for Defendants Gierke, Curwen and Mark J. Dynan in this action;

2. Joel E. Wright, Michelle A. Corsi, Marc Rosenberg, and Lee Smart, P.S., Inc. to be substituted in their place as counsel of record for Defendant Gierke, Curwen, P.S. in the above-captioned proceeding without waiving any defenses, including but not limited to the defenses available by statute or court rule, except a defense based on lack of service or insufficiency or inadequacy of service; and,

3. Michael A. Griffin, David H. Black, and Jackson Lewis LLP to be substituted in their place as counsel of record for Defendant Mark J. Dynan in the above-captioned proceeding without waiving any defenses, including but not limited to the defenses available by statute or court rule, except a defense based on lack of service or insufficiency or inadequacy of service.

STIPULATED MOTION & ORDER FOR
WITHDRAWAL & SUBSTITUTION OF COUNSEL - 1
(11-05463 RBL)

GORDON & REES LLP
701 5th Avenue, Suite 2100
Seattle, WA 98104
Telephone: (206) 695-5100
Facsimile: (206) 689-2822

GR 2(g)(4)(A) provides that leave for an attorney to withdraw "shall be obtained by filing a motion or a stipulation and proposed order for withdrawal . . . [which] shall also include a certification that it has been served upon the client. The attorney will ordinarily be permitted to withdraw until sixty days before the discovery cut off date in a civil case . . ." The Court has not yet assigned a discovery cut off date in this case, and no discovery has been commenced to date. As indicated in the attached Certificate of Service, a copy of this motion is concurrently being served upon Defendants Gierke, Curwen, P.S. and Mark J. Dynan.

RESPECTFULLY SUBMITTED THIS 31st day of August, 2011.

**Withdrawing Attorneys for Defendants
Gierke, Curwen, P.S. and Mark J. Dynan**
GORDON & REES LLP

s/ David W. Silke

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**Substituting Attorneys for Defendant
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s/ Joel E. Wright

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**Substituting Attorneys for Defendant Mark
J. Dynan**
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s/ Michael A. Griffin

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STIPULATED MOTION & ORDER FOR
WITHDRAWAL & SUBSTITUTION OF COUNSEL - 2
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ORDER

Having considered the parties' requests and stipulation, IT IS SO ORDERED that:

1. David W. Silke, Monica T. Torrez, and Gordon & Rees, LLP shall withdraw as counsel of record for Defendants Gierke, Curwen and Mark J. Dynan in this action;

2. Joel E. Wright, Michelle A. Corsi, Marc Rosenberg, and Lee Smart, P.S., Inc. shall be substituted in their place as counsel of record for Defendant Gierke, Curwen, P.S. in the above-captioned proceeding without waiving any defenses, including but not limited to the defenses available by statute or court rule, except a defense based on lack of service or insufficiency or inadequacy of service; and

3. Michael A. Griffin, David H. Black, and Jackson Lewis LLP shall be substituted in their place as counsel of record for Defendant Mark J. Dynan in the above-captioned proceeding without waiving any defenses, including but not limited to the defenses available by statute or court rule, except a defense based on lack of service or insufficiency or inadequacy of service.

DATED this 31st day of August, 2011.


The Honorable Ronald B. Leighton

Presented by:

GORDON & REES LLP

By s / David W. Silke

David W. Silke, WSBA #23761
Monica T. Torrez, WSBA #38417
Withdrawing attorneys for Defendants Gierke,
Curwen, P.S. and Mark J. Dynan

Approved as to form; Notice of presentation waived.

LEE SMART, P.S., INC

By s/ Joel E. Wright

Joel E. Wright, WSBA #8625
Michelle A. Corsi, WSBA #24156
Marc Rosenberg, WSBA #31034
Substituting Attorneys for Defendant Gierke, Curwen, P.S

STIPULATED MOTION & ORDER FOR
WITHDRAWAL & SUBSTITUTION OF COUNSEL - 3
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15 Attorneys for Plaintiff

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17 By Paul E. Fogarty

18 Paul E. Fogarty, WSBA #26929
19 Diana M. Dearmin, WSBA #23996
20 Attorneys for Defendant Clarence Jones, Jr.

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28 STIPULATED MOTION & ORDER FOR
WITHDRAWAL & SUBSTITUTION OF COUNSEL - 4
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